

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO. 4776 OF 2007

Genu Mahadu More Petitioner

versus

Bhika Mahadu Katad & ors..... Respondent.

Shri N.P.Shimpi for the petitioner.

CORAM; A.P. DESHPANDE, J.
DATED; 09TH AUGUST, 2007

P.C.;

1. A consolidation scheme was sanctioned in the year 1963, after almost 39 years the Dy. DLR granted modification to the scheme under section 32, sometime in December 2002, which action was challenged by filing a revision before the government. The State Government allowing the revision, has set aside the order passed by Dy. D.L.R. dated 20-12-2002 by holding that though there is no limitation prescribed for seeking modification of the consolidation scheme, the party need to approach within a reasonable time. It is obvious if the parties approaches for modification of the consolidation scheme after 39 years, the same cannot be at any stretch of imagination, said to have approached within a reasonable period so as to vest jurisdiction with the

authority to grant modification.

2. Perused the order passed by the State Government.
The same does not call for any interference. Hence
writ petition is summarily dismissed.

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